

RESOLUTION NO. 2015-29

**A RESOLUTION FOR THE ABANDONMENT OF UNNECESSARY ALLEY,
AND FOR OTHER PURPOSES**

WHEREAS, a Petition was duly filed with the City Council of the City of Searcy, Arkansas on or about June 1, 1979, by all of the owners of Lots 1 through 14 and Lots 15 through 28 in Brummett's Subdivision of Block 2 of Turner's Addition to the City of Searcy, Arkansas, as well as the Searcy Board of Public Utilities, asking the City Council to vacate and abandon all that portion of the 16-foot alley running along and between the aforesaid Lots;

WHEREAS, by vote held on July 10, 1979 the City Council of the City of Searcy voted to vacate said alleyway and authorized the Mayor of the City of Searcy and the City Clerk of the City of Searcy to enter into an agreement with the aforesaid petitioners, vacating the alleyway;

WHEREAS, the City of Searcy has no record of such agreement in its files; and

WHEREAS, the aforesaid alleyway is not needed or utilized for highway purposes, and the welfare of the City will be enhanced and promoted by the closing and abandonment of said alley;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Searcy, at its regular meeting held on August 11, 2015, that:

1. The certain alleyway dividing Lots 1 through 14 and Lots 15 through 28 in Brummett's Subdivision of Block 2 of Turner's Addition to the City of Searcy, Arkansas (the "Alley") is hereby closed and abandoned, pursuant to ARK. CODE ANN. §§ 14-301-301, *et seq.* and all other applicable authority.
2. The Alley has not been used by the public as a street or alley for a period of more than five (5) years.

3. The City of Searcy, Arkansas does hereby relinquish, abandon, and release any claim or right of access for the purposes of access, ingress, or egress for any purpose, for itself and on behalf of the public generally, in and to Alley forever.
4. The Mayor and City Clerk are authorized and directed to take all action determine by them, in their sole and exclusive discretion, to execute an instrument in recordable form, abandoning all right, title and interest in and to Alley for and on behalf of the City and the public generally.

PASSED AND ADOPTED this 11th day of August, 2015.

/s/ David Morris
Hon. David Morris, MAYOR

ATTEST:

/s/ Jerry Morris
Hon. Jerry Morris, CITY CLERK